

The Corporation of the Township of North Frontenac

By-law #2026-47

Being a By-law to Appoint the Chief Building Official for the Corporation of the Township of North Frontenac

Whereas Section 275(1) of the *Municipal Act, 2001*, S.O. 2001, c.25 (the "Act") provides "The council of a local municipality shall not take any action described in subsection (3) after the first day during the election for a new council on which it can be determined that the new council will include less than three-quarters of the members of the outgoing Council";

And Whereas Section 275(2) of the Act provides that the determination under subsection (1) is made after nomination day but before voting day, the determination shall be based on the nominations to the new council that have been certified and any acclamations;

And Whereas based on the nominations to the new Council for the Township of North Frontenac that have been certified, the new Council following the 2026 municipal election will include less than three-quarters of the members of the outgoing council;

And Whereas Section 275(3) of the Act provides that the actions referred to in subsection (1) include the appointment or removal from office of any officer of the municipality;

And Whereas Section 275(4.1) of the Act provides that "Nothing in this section prevents a municipality taking any action in the event of an emergency";

And Whereas pursuant to Section 3 of the *Building Code Act, 1992* S.O. 1992, Chapter 23, Council of each municipality is responsible for the enforcement of the Building Code Act and shall appoint a Chief Building Official and such Inspectors as are necessary for the enforcement of the Building Code Act;

And Whereas the Township of North Frontenac has been without a Chief Building Official since July 21, 2026 and is currently reliant on part-time assistance from the Chief Building Official for the Township of Central Frontenac to perform all required functions of the Chief Building Official;

And Whereas Council considers this temporary arrangement to be untenable in light of operational constraints including the volume of building permit applications, required inspections and the geographic extent of the Township of North Frontenac;

And Whereas Council has determined that failure to promptly appoint a full-time, dedicated Chief Building Official for the Township of North Frontenac could lead to life safety issues, legal liability, and severe operational difficulties given the Chief Building Official's role in enforcing public safety legislation and performing mandatory statutory functions;

And Whereas Council therefore considers the lack of a CBO or viable alternate to constitute an emergency for the purposes of section 275(4.1) of the Act;

And Whereas Council has consulted with staff and sought legal advice on the use of these powers and has not identified alternative solutions to avert the emergency;

Now Therefore Be It Resolved That the Council of The Corporation of the Township of North Frontenac considers it necessary to hereby appoint a Chief Building Official to enforce the Building Code Act, the Regulations and By-laws;

Now Therefore the Council of The Corporation of the Township of North Frontenac enacts as follows:

1. **That** Chris Beeg is hereby appointed as Chief Building Official for The Corporation of the Township of North Frontenac, effective September 14, 2026.
2. **That** the Chief Building Official shall perform all related duties as prescribed in the Chief Building Official's Role Description (as amended by the CAO); in Legislation and/or Policies; while following guidelines established by the policies of Council and/or the CAO; and in accordance with Legislation.
3. **That** the Chief Building Official shall ensure that all development or improvement of property within the Township is in compliance with the Building Code Act, Official Plan, Zoning By-laws and other legislation.
4. **That** the conditions of employment for the Chief Building Official for the Township of North Frontenac, shall be in accordance with their Offer of Employment Letter (Contract) and shall be complied with.
5. **That** in the absence of the Chief Building Official the position shall be filled in accordance with the Building Department Services Agreement between the Township of Central Frontenac and the Township of North Frontenac as approved by By-Law #72-18.
6. **That** all Resolutions, By-laws or parts of By-laws, which are contrary to or inconsistent with this By-law, are hereby repealed.
7. **That** By-law #36-22 is hereby repealed.
8. **That** this By-law shall come into force and take effect on the date of its final passing.

Read a first and second time this 11th day of September 2026.

Read a third time and finally passed this 11th day of September 2026.



Gerry Lichty, Mayor



Tara Mieske, Clerk